

Illinois Commerce Commission
Pipeline Safety
Field Trip Report

Operator: LIBERTY ENERGY (MID-STATES) CORP D/B/A LIBERTY UTILITIES - CENTRAL	Operator ID#: 38906
Exit Meeting Contact: Laura Hovis, Sr. HR Generalist	Total Man Days: 8
Pipeline Safety Representative(s): Jim Watts, Charles Gribbins	
Company Representative to Receive Report: David Hinds	Emailed Date:
Company Representative's Email Address: david.hinds@libertyutilities.com	05/29/2014

Inspection Summary

Inspection Type	Location	ICC Analyst	Inspection Unit(s)	Man Day(s)	Inspection Date(s)	Contact(s)
Standard Inspection Plan Review- Drug and Alcohol	Jackson, Missouri	Jim Watts, Charles Gribbins	Jackson, MO	8	4/22/2014, 4/23/2014, 4/24/2014, 4/25/2014	Charles (Chuck) Poston, Clinton Foster, David Hinds, Donna Loop, Greg Williams, Laura Hovis, Lou Ann Goldie, Mike Beatty, Ronald Snider

Statement of Activities

On April 22-25, 2014, representatives from Illinois and Missouri Commissions conducted a review of the Liberty Utilities Drug and Alcohol plan that was performed at their Jackson, Missouri Corporate Headquarters. The review was conducted to determine compliance with applicable IL Adm. Codes and the Code of Federal Regulations adopted via IL Adm. Part 590.

INSPECTION FINDINGS

Standard Inspection Plan Review- Drug and Alcohol

Issues(s) Found:

[NO ISSUES FOUND]

Notice Of Amendment(s) Found:

[199.1] - Protocol H.01.b -The current DA plan dated August 2012 does not currently define the job titles covered by the DA plan as required by 199.1. Protocol A.01.b - The current plan dated August 2012 does not currently define the job titles covered by the DA plan as required by 199.1.

[199.101(a) (2)] - A.01.a #2 - The lab currently listed in the Drug and Alcohol ("DA") plan dated August 2012 did not have the current certified lab listed that they are using which is LabCorp of America, 1904 Alexander Road, Triangle Park, NC 27709.

[199.101(a) (3)] - A.01.a - 3 - Currently the DA plan does not list the current Substance Abuse Officials in the contacts section on page 4 of the DA plan dated August 2012.

[199.101(a) (4)] - A.01.a - 4 - The plan needs to be revised to define the training to be received by employees on Drug and Alcohol procedures.

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[199.107(a)] - D.01.a Question #2 - The lab currently listed in the plan dated August 2012 did not have the current Certified Lab listed they are currently using LabCorp of America 1904 Alexander Road Triangle Park, NC 27709.

[40.127(b)] - E.01.c - Liberty needs to include the process or procedure utilized by the MRO when verifying negative test results on page 50 of the plan under Negative Test Results.

[40.13(a)] - A.01.d - At this time the DA plan does not differentiate the procedures used for DOT and Non-DOT testing. Liberty shall indicate in the plan that separate forms and procedures shall be used when testing Non-DOT personnel. H.01.d - At this time the DA plan does not differentiate the procedures used for DOT and Non-DOT testing. Liberty shall indicate in the plan that separate forms and procedures shall be used when testing Non-DOT personnel. Defined on page 1 in Scope and on page 7 Purpose.

[40.21(a)] - Currently, the DA plan does not state that Liberty has no Stand Down waiver that allows for removal of an employee from a covered position prior to receiving the results of the MRO. Place in your Procedures - The Company does not currently hold a stand-down waiver as required under Part 40, and has not applied for one. Should this status change, the company will notify all covered employees and Company officials, in accordance with Part 40 requirements.

[40.247(a)] - P.03.f -The operator needs to add a procedure to indicate what is to occur when an alcohol test determines a concentration level of less than 0.02 as indicated in Part 40.247.

[40.409(b)] - Protocol N.01.a - Currently Liberty does not have a Public Interest Exclusion clause in the plan. Staff requests that they add the necessary process to cover this requirement as required by 40.409 (b).

Notice Of Violation(s) Found:

[NO NOPVS FOUND]

PAST INSPECTION FINDINGS

Issue(s) Corrected:

[NO ISSUES CORRECTED]

Notice Of Amendment(s) Corrected:

[NO NOAS CORRECTED]

Notice of Violations(s) Corrected:

[NO NOPVS CORRECTED]